



STATE OF NEW JERSEY  
Board of Public Utilities  
Two Gateway Center  
Newark, NJ 07102  
[www.bpu.state.nj.us](http://www.bpu.state.nj.us)

IN THE MATTER OF ALLEGED	)	DIVISION OF
VIOLATIONS OF THE	)	RELIABILITY AND SECURITY
UNDERGROUND FACILITY	)	<u>ORDER ACCEPTING SETTLEMENTS</u>
PROTECTION ACT,	)	
<u>N.J.S.A. 48:2-73 ET SEQ.</u>	)	DOCKET NOS. WS04121575K-
	)	GS04121752K
	)	

(see attached Appendix)

BY THE BOARD:

The Board of Public Utilities ("Board") has jurisdiction to oversee and enforce the provisions of the Underground Facility Protection Act ("the Act") pursuant to the provisions set forth in N.J.S.A. 48:2-73 et seq. The primary purpose of the Act is to establish the One-Call Damage Prevention System for the protection of underground facilities that are used for the conveyance of water, forced sewage, telecommunications, cable television, electricity, oil, petroleum products, gas, optical signals, traffic control, or for the transportation of a hazardous liquid. In declaring its findings and the purpose of the Act, the Legislature stated, in pertinent part:

[T]hat damage to underground facilities caused by excavation and the discharge of explosives poses a significant risk to the public safety; that such damage to underground natural gas facilities poses a substantial risk to the public safety; and that the implementation of a comprehensive One-Call Damage Prevention System can substantially reduce the frequency of damage caused by these activities.

The Legislature therefore determines that it is in the public interest for the State to require all operators of underground facilities to participate in a One-Call Damage Prevention System and to require all excavators to notify the One-Call Damage Prevention System prior to excavation or demolition. N.J.S.A. 48:2-74.

The Act defines "excavator" as "any person performing excavation or demolition," while the term "operator" is defined as "a person owning or operating, or controlling the operation of, an underground facility . . ." N.J.S.A. 48:2-75. The One-Call Damage Prevention System ("the System") coordinates communication and responsive action between these two groups of persons. N.J.S.A. 48:2-80, -82.

The Act subjects violators of its provisions to civil penalties of not less than \$1,000 and not more than \$2,500 per violation per day. N.J.S.A. 48:2-88. In addition, the violator may be assessed the cost of any Board investigation, inspection or monitoring survey which leads to the

establishment of a violation and for the reasonable costs of preparing and litigating the matter. N.J.S.A. 48:2-86(b)(2).

Following reports of failure to call the System prior to commencing excavation or demolition activities, failure to hand dig and locate facilities, failure to use reasonable care, or reports of failure to mark out underground facilities or properly mark them, Board Staff contacted the entities listed on the Appendix and informed them of the date and location of the alleged violations, also listed on the Appendix.

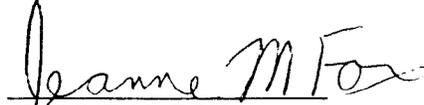
In an attempt to resolve these matters, each excavator or operator has submitted an Offer of Settlement to the Board for its consideration, the dollar amount of each being given on the Appendix. After consideration of these matters, the Board HEREBY ACCEPTS these offers of settlement in full settlement of the above referenced alleged violations of the Act.

By acceptance of the various Offers of Settlement and the timely payment thereof, the Excavator or Operator has waived any rights to a hearing and the Board has waived any rights to bring an action for civil penalties as permitted by the Underground Facility Protection Act in connection with the above referenced alleged violations of the Act. It must also be noted that the acceptance of the Offers of Settlement are for settlement purposes only and apply strictly to the specific incidents set out in the Appendix. This acceptance is without prejudice as to the position of the State of New Jersey or any agency or subdivision thereof if other violations are present, now or in the future.

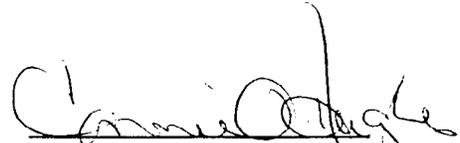
**NO FURTHER ACTION BY THE RESPONDENTS IS REQUIRED**

DATED: 2/1/05

BOARD OF PUBLIC UTILITIES  
BY:

  
JEANNE M. FOX  
PRESIDENT

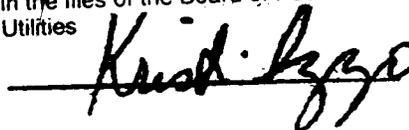
  
FREDERICK F. BUTLER  
COMMISSIONER

  
CONNIE O. HUGHES  
COMMISSIONER

  
JACK ALTER  
COMMISSIONER

ATTEST:   
KRISTI IZZO  
SECRETARY

I HEREBY CERTIFY that the within document is a true copy of the original in the files of the Board of Public Utilities



BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
WS04121575K	OC#12-02	*United Water NJ		1/10/02	West Earl Ct. Dover	\$1,000	3/14/02	Mis-Mark
GS04121576K	OC#138-00	*South Jersey Gas		10/18/00	Springfield Ave Egg Harbor Twp.	\$1,000	11/14/00	Did Not Properly Mark out
ES04121577K	OC#157-97	*Jersey Central Power & Light		10/7/97	Inter. of Clearbrook Dr. Monroe	\$1,500	11/21/97	Did Not Properly Mark out
ES04121578K	OC#158-97	*Jersey Central Power & Light		10/7/97	Clearbrook Dr. Monroe	\$1,500	10/7/97	Did Not Properly Mark out
ES04121579K	OC#159-97	*Jersey Central Power & Light		10/7/97	Clearbrook Dr. to Pitman Dr. Monroe	\$1,500	10/7/97	Did Not Properly Mark out
AS04121580K	OC#160-97		*Antonio Spalliero	10/8-9/97	Conover Rd. & Rt. 79 Marlboro	\$3,000	11/14/97	No Call
AS04121581K	OC#161-97		*JSR Contracting	10/7/97	Clearbrook Dr. & Dover Rd. Monroe	\$2,000	11/12/97	Failure to Hand Dig & locate
ES04121582K	OC#162-97	*Jersey Central Power & Light		9/10-10/10/97	Melody Ln. Clinton Twp.	\$2,000	3/2/98	Did Not Properly Mark out
ES04121583K	OC#163-97	*Jersey Central Power & Light		9/10-19/97	Riverband Rd., Clinton Twp.	\$2,000	9/19/97	Did Not Properly Mark out
ES04121584K	OC#164-97	*Jersey Central Power & Light		9/11-20/97	Harvest Dr., Clinton Twp.	\$2,000	9/20/97	Did Not Properly Mark out
ES04121585K	OC#165-97	*Jersey Central Power & Light		9/11-10/10-97	Riverbank Rd. Clinton Twp.	\$2,000	10/10/97	Did Not Properly Mark out
ES04121586K	OC#166-97	*Jersey Central Power & Light		9/11-9/19/97 97	Woodledge Rd. Clinton Twp.	\$2,000	2/19/98	Did Not Properly Mark out
ES04121587K	OC#168-97		*A.G. Mazzocchi	10/4/97	50 Commercial St. Newark	\$1,000	10/31/97	Did Not Properly Mark out Early Dig

\* Alleged Violator

BPU Docket No.	One Call Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
CS04121588K	OC#170-97		*Service Electric Cable TV of NJ	9/19-29/97	26 Saddle Back Ct. Sparta	\$7,000	11/7/97	Did Not Mark
TS04121589K	OC#171-97	*Sprint-North Central		9/19-29/97	26 Saddle Back Ct. Sparta	\$7,000	1/6/98	Did Not Mark
GS04121590K	OC#172-97	*New Jersey Natural Gas		10/16/97	Conover Rd., I & Rt. 79 Marlboro	\$1,000	10/29/97	No Mark
WS04121591K	OC#173-97		*Freehold Twp. Water Dept.	10/16/97	768 & 738 Rt. 537 Freehold	\$1,000	11/3/97	No Call
GS04121592K	OC#180-97	*Public Service Electric & Gas		9/22/97	25 Rt. 22 East, Green Brook	\$1,000	1/9/98	No Call
CS04121593K	OC#181-97	*Comcast Cable vision of Monmouth County		10/24/97	Minuteman Rd, Hazlet	\$1,000	12/9/97	Did Not Properly Mark out
ES04121594K	OC#83-98	*Jersey Central Power & Light		8/10/98	1 Forman Lane Manalapan	\$1,000	9/1/98	No Call
ES04121595K	OC#84-98	*Jersey Central Power & Light		8/7/98	44 Hartshorn Dr. Colts Neck	\$1,000	8/26/98	No Mark
ES04121596K	OC#85-98	*Jersey Central Power & Light		8/24/98	Hickory Dr., Millstone	\$1,000	9/28/98	No Mark
TS04121597K	OC#86-98	*Bell Atlantic		8/10/98	1 Forman Ln. Manalapan	\$1,000	9/23/98	No Mark
TS04121598K	OC#87-98	*Bell Atlantic		8/7/98	44 Hartshorn Dr. Colt Neck	\$1,000	9/23/98	No Mark
TS04121599K	OC#88-98	*Bell Atlantic		8/7/98	24 Longview Dr. Colts Neck	\$1,000	9/23/98	No Mark

\*Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
ES04121600K	OC#98-98	*Public Service Electric & Gas		8/21/98	105 Bunning Dr. Voorhees	\$1,000	9/10/98	No Mark
TS04121601K	OC#104-98	*Bell Atlantic		8/19- 10/10/98	Cherry Lane & State Hwy. 24 Mendham	\$2,000	10/10/98	No Mark
TS04121602K	OC#114-98	*MCI Communications		11/17/98	Inter. Market St. Mulberry St. Newark	\$1,000	2/22/98	Did Not Properly Mark out
AS04121603K	OC#120-98		*Zytone Construction	12/2/98	142 Rt. 23 Weis Market Franklin Twp.	\$1,000	12/2/98	No Call
TS04121604K	OC#122-98	*Bell Atlantic		11/30/98	154 Bayside Dr. Atlantic Highlands	\$1,000	1/20/99	Did Not Properly Mark out
WS04121605K	OC#1-99	*United Water NJ		2/10/99	6107 Park Ave West New York	\$1,000	5/19/99	Did Not Properly Mark out
ES04121606K	OC#3-99	*Atlantic Electric	Henkels & McCoy	3/17/99	Andrews Rd. Monroe	\$5,000	4/23/99	No Mark
GS04121607K	OC#5-99	*South Jersey Gas		3/26/99	Hurffville/Crosskeys Rd. Washington	\$4,000	7/1/99	Did Not Properly Mark out
GS04121608K	OC#6-99	*South Jersey Gas		3/17/99	Delsea Dr. Washington	\$4,000	7/1/99	Did Not Properly Mark out
GS04121609K	OC#7-99	*South Jersey Gas		4/1/99	399 Indian Mill Rd. Shamong	\$1,000	7/1/99	Did Not Properly Mark out
AS04121610K	OC#13-99		*Buckeye Pipeline	7/19- 20/99	19 Wertsville Rd. Hillsborough	\$1,000	9/9/99	Failure to Report Damage
GS04121611K	OC#15-99	*Elizabethtown Gas		8/18/99	7 Quaker St. 299 McKinley St. Edison	\$1,000	9/23/99	Did Not Properly Mark out
TS04121613K	OC#19-99	*Bell Atlantic		10/5/99	East Main St. Freehold	\$2,000	2/11/00	No Call

\*Alleged Violator

One Call

BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
ES04121614K	OC#22-99	*Rockland & Orange		10/26/99	Phillips Parkway Montvale	\$1,000	11/17/99	No Call
GS04121615K	OC#27-99	*South Jersey Gas		11/6/99	2840 Bay Ave. Ocean City	\$1,000	12/22/99	Did Not Properly Mark out
GS04121616K	OC#28-99	*South Jersey Gas		11/6/99	2840 Bay Ave. Ocean City	\$1,000	12/22/99	Did Not Properly Mark out
TS04121617K	OC#29-99	*Bell Atlantic		11/6/99	2840 Bay Ave. Ocean City	\$1,000	2/14/00	Did Not Properly Mark out
TS04121618K	OC#30-99	*Bell Atlantic		11/6/99	2840 Bay Ave. Ocean City	\$1,000	2/14/00	Did Not Properly Mark out
ES04121619K	OC#31-99	*Connectiv Power Delivery		11/6/99	2840 Bay Ave. Ocean City	\$1,000	12/16/99	Did Not Properly Mark out
ES04121620K	OC#32-99	*Connectiv Power Delivery		11/6/99	2840 Bay Ave. Ocean City	\$1,000	12/16/99	Did Not Properly Mark out
AS04121621K	OC#33-99		*Berto Construction	12/1/99	Ocean Ave. btw. Virginia Ave. & Forest Ave. Jersey City	\$2,000	12/16/99	No Call
TS04121622K	OC#45-01	*Verizon		4/6,7,8,9/01	7 Buddy Ln. Mendham	\$1,000	5/4/01	Did Not Properly Mark out
ES04121623K	OC#182-97	*Jersey Central Power & Light		10/22-23/97	5 Minuteman Rd. Hazlet	\$2,000	11/21/97	No Mark
AS04121624K	OC#187-97		*P&A Construction	10/16/97	Fourth St. Woodbridge	\$3,000	1/12/98	Early Dig
AS04121625K	OC#188-97		*DiClemente, Inc.	10/27/97	New York Ave. Jersey City	\$1,000	11/5/97	No Call

\*Alleged Violator

One Call

BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
ES04121626K	OC#189-97	*Public Service Electric & Gas		10/29/97	105-107 Sherman Pl. Jersey City	\$2,000	2/17/97	No Call
ES04121627K	OC#190-97	*Public Service Electric & Gas		10/17/97	McWhorter & Vessey St. Newark	\$1,000	2/17/97	Failure to Provide Notification
ES04121628K	OC#191-97	*Public Service Electric & Gas		10/24/97	300 Crystal Lake Ave. Haddon	\$2,000	11/6/97	No Call
AS04121629K	OC#192-97		*Fletcher Creamer & Son, Inc.	10/24/97	Broadway btw Monmouth & Bergen Gloucester City	\$2,000	11/3/97	No Call
WS04121630K	OC#193-97	*United Water NJ		10/29-11/3/97	Chestnut Ridge Rd. Montvale	\$4,000	12/1/97	No Mark
AS04121631K	OC#195-97		*R&R Construction Co.	11/7/97	350 Spring Valley Rd. Old Bridge	\$1,000	12/9/97	Failure to Hand dig & Locate
ES04121632K	OC#196-97	*Public Service Electric & Gas		11/7/97	Crown Point Rd. West Deptford	\$2,000	11/21/97	No Call
TS04121633K	OC#197-97	*WorldCom Network Service		11/13/97	Columbus Rd. & Old York Rd. Florence	\$2,000	12/9/97	Failure to Report damage
GS04121634K	OC#199-97	*South Jersey Gas		12/5/97	144, 146, 148 Mill Rd. Absecon	\$1,000	2/10/98	Did Not Properly Mark out
GS04121635K	OC#202-97	*South Jersey Gas		12/5/97	Inter. 6 <sup>th</sup> & Ocean Ave. Ocean City	\$1,000	2/10/98	Did Not Properly Mark out
AS04121636K	OC#203-97		*P&E Media, Inc.	12/4/97	Rt. 22 W. Newark	\$1,000	12/17/97	No Call
AS04121637K	OC#204-97		*Pillari Brothers Contracting	12/4/97	Washington Ave. & Rt. 287 Piscataway	\$2,500	5/13/97	Excavation Beyond Site
GS04121638K	OC#205-97	*New Jersey Natural Gas Co.		12/8/97	Inter. Gravel Hill Rd. & Rt. 537 Freehold	\$1,000	1/16/97	Did Not Properly Mark out

\* Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
GS04121639K	OC#206-97	*New Jersey Natural Gas Co.		12/8/97	Inter. Rt. 524 & Rt. 537 on 537 East & West	\$1,000	1/16/97	Did Not Properly Mark out
TS04121640K	OC#207-97	*Bell Atlantic		12/17/97	New Bridge Rd. Lower Alloway Twp.	\$1,000	2/9/98	Failure to Report damage
TS04121641K	OC#208-97	*Bell Atlantic		12/17/97	12, 14, 16 Lighthouse Dr. Brigantine	\$3,000	2/9/97	Failure to Report damage
ES04121642K	OC#210-97	*Jersey Central Power & Light		12/16/97	Rt. 79 & Rt. 520 Northwest Corner Marlboro	\$2,000	1/15/97	Did Not Properly Mark out
TS04121643K	OC#211-97	*AT&T		12/18/97	Rt. 79 & Rt. 520 Northwest Corner Marlboro	\$1,000	1/21/98	Did Not Properly Mark out
GS04121644K	OC#212-97	*Elizabethtown Gas		1/5/98	Brace Ave. & Groom St. Perth Amboy	\$1,000	2/5/98	Did Not Properly Mark out
ES04121645K	OC#6-98	*Jersey Central Power & Light		12/29/97	Ocean Ave. & Beach Rd. Monmouth Beach	\$1,000	1/13/98	Did Not Properly Mark out
ES04121646K	OC#8-98	*Jersey Central Power & Light		1/15/98	Briar Hill at Manchester	\$1,000	1/23/98	Did Not Properly Mark out
ES04121647K	OC#9-98	*Jersey Central Power & Light		1/15/98	Briar Hill at Manchester	\$1,000	2/4/98	Did Not Properly Mark out
ES04121648K	OC#12-98	*Public Service Electric & Gas		12/11/97	589 North 8 <sup>th</sup> St. Newark	\$1,000	2/17/98	Excavated beyond 30 business days
TS04121649K	OC#13-98	*Bell Atlantic		1/28/98	US Hwy. 130 btw Finnigans Ln. & Black Horse Lane N. Brunswick	\$1,000	3/24/98	No Call

\*Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
AS04121650K	OC#22-98		*Dancaro Inc,	11/24/97	Matawan Laurence Pkwy. Old Bridge	\$1,000	2/17/98	Early Dig
ES04121651K	OC#32-98	*Jersey Central Power & Light		2/18/98	Gaitway Dr. Hillsdale Rd. Colts Neck	\$1,000	3/16/98	No Mark
ES04121652K	OC#36-98	*Jersey Central Power & Light		2/26/98	11 Main St. Franklin Borough	\$1,000	4/7/98	Failure to Make reasonable effort to advise excavator
CS04121653K	OC#37-98	*Service Electric Cable TV of NJ		2/26/98	11 Main St. Franklin Borough	\$1,000	4/9/98	Failure to Make reasonable effort to advise excavator
TS04121654K	OC#38-98	*Sprint		2/26/98	11 Main St. Franklin Borough	\$1,000	4/28/98	Failure to Make reasonable effort to advise excavator
ES04121655K	OC#40-98	*Public Service Electric & Gas		3/11/98	1019 Washington Ave. Old Tappan	\$1,000	3/27/98	Failure to Mark Underground Facilities
WS04121656K	OC#41-98	*United Water NJ		3/24, 25, 26/98	Cloverdale Ave. Paramus	\$3,000	4/20/98	No Mark
ES04121657K	OC#44-98	*Public Service Electric & Gas		4/2/98	555 Summit Ave. Jersey City	\$1,000	4/21/98	Did Not Properly Mark out
GS04121658K	OC#61-98	*Elizabethtown Gas		5/28/98	145 Second St. Perth Amboy	\$1,000	7/7/98	Did Not Properly Mark out

\* Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
ES04121659K	OC#62-98	*Public Service Electric & Gas		6/2/98	8 Highland Rd. Cedar Grove	\$2,000	6/17/98	Did Not Properly Mark out
TS04121660K	OC#66-98	*Bell Atlantic		6/18/98	149 Seabird Lane Middletown	\$1,000	9/23/98	No Mark
ES04121661K	OC#67-98	*Jersey Central Power & Light		6/17/98	149 Seabird Lane Middletown	\$1,000	7/1/98	No Mark
WS04121662K	OC#68-98		*East Windsor Municipal Utilities Authority	5/22/98	472 Livingston Dr. East Windsor	\$1,000	7/23/98	Did Not Properly Mark out
CS04121663K	OC#70-98		*Cablevision of Monmouth	7/7/98	7 Concord Court Colts Neck	\$1,000	11/11/98	Did Not Properly Mark out
ES04121664K	OC#71-98	*Public Service Electric & Gas		7/7/98	30 Elsworth Dr. Warren	\$1,000	7/23/98	No Mark
ES04121665K	OC#74-98	*Jersey Central Power & Light		7/7/98	30 Elsworth Dr. Warren	\$1,000	12/10/98	Failure to advise excavator that operator doesn't own underground facility on site
WS04121666K	OC#75-98	NJ American Water		6/22/98	90 Leonardville Rd. Middletown	\$1,000	7/16/98	Did Not Properly Mark out
AS04121667K	OC#76-98		*All Clear Plumbing	7/7/98	6 Laurel Place, Fairfield	\$1,000	9/1/98	No Call
AS04121668K	OC#1-00		*Safeway Construction	1/13/00	165 Halsey St. Newark	\$4,000	2/25/00	Failure to Report Damage

\* Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
AS04121669K	OC#2-00		*Safeway Construction	1/13/00	165 Halsey St. Newark	\$1,000	2/25/00	Failed to use white paint
AS04121670K	OC#4-00		*Trevon Construction Co.	1/14- 24/00	Center St. & McCarter Hwy. bulkhead Newark	\$1,000	2/18/00	No Call
AS04121671K	OC#7-00		*S&D Environmental Services	2/16/00	Rt. 206 & Park St. Bordentown	\$1,000	5/4/00	No Call
AS04121672K	OC#3-00		*Osмосe, Inc.	1/24/00	Hwy. 34S.near Amboy Rd. Old Bridge	\$4,000	2/28/00	No Call
AS04121673K	OC#6-00		*JEK Communications	2/3-4/00	Market St. btw. Mulberry St. & McCarter Hwy. Newark	\$1,000	2/7/00	No Call
AS04121674K	OC#18-00		*Linde Griffith Construction	3/3,6-9/00	150 Frontage Rd. Newark	\$2,000	3/29/00	No Call
AS04121675K	OC#50-00		*Berto Construction	5/24/00	Rt. 34 N. Ramp to Rt. 9 N. Old Bridge	\$1,000	6/15/00	Early Dig
AS04121676K	OC#22-00		*Granada Construction	3/13/00	Inter. Chapel St. & Raymond Blvd. Newark	\$1,000	3/31/00	Excavated Outside Scope
AS04121677K	OC#55-00		*Yonkers Contracting	5/26/00	Ford Ave. & Rt. 1N. Woodbridge	\$1,000	6/22/00	Excavated outside Scope
AS04121678K	OC#59-00		*Kiewit Construction	6/14- 16/00	Rt. 1N. Linden	\$9,000	10/24/00	Excavated outside Scope
AS04121679K	OC#61-00		*Stavoia Contracting	6/21/00	Mile Post 94.7 South Bound GSPW, Brick	\$2,000	7/17/00	Excavated outside Scope
AS04121680K	OC#75-00		*Innovative Engineering	7/25/00	Block 73 lot 1.03 parking lot JFK Blvd. Milltown	\$1,000	8/17/00	Did not wait 3 business days No Call
AS04121681K	OC#32-00		*BAR SAN Construction	4/5/00	Broad St. Gillette Pl. Newark	\$2,500	8/9/00	No Call

\*Alleged Violator

One Call

BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
ES04121682K	OC#13-00	*Public Service Electric & Gas		2/21/00	60 Hillcrest Ave. Edison	\$1,000	3/13/00	No Mark
GS04121683K	OC#19-00	*Public Service Electric & Gas		3/13/00	Inter. Chapel St. & Raymond Blvd. Newark	\$10,000	6/6/00	Did Not Properly Mark Out
GS04121684K	OC#20-00	*Public Service Electric & Gas		3/13/00	Inter. Chapel St. & Raymond Blvd. Newark	\$10,000	6/6/00	Did Not Properly Mark Out
GS04121685K	OC#21-00	*Public Service Electric & Gas		1/17/00	34 Appleby Ln. E. Brunswick	\$15,000	4/28/00	Did Not Wait 3 business days
ES04121686K	OC#53-00	*Public Service Electric & Gas		5/26/00	5 N. Star Rd., Randolph	\$1,000	6/20/00	No Mark Out
CS04121687K	OC#36-00	*Cablevision		4/16-28/00	1535 Newport Dr. Lakewood	\$2,000	5/24/00	No Call
ES04121688K	OC#51-00	*Conectiv		5/23/00	18 N. Tanglewood Dr. Gibbsboro	\$1,000	6/7/00	No Mark Out
CS04121689K	OC#67-00	*Cablevision of Raritan Valley		6/27/00	42 Somerset Pl. Matawan	\$1,000	7/12/00	No Mark
AS04121690K	OC#29-00	*RCN of New Jersey		4/7/00	400 W. County Dr. Branchburg	\$1,000	5/4/00	No Mark
WS04121691K	OC#41-00	*New Jersey American Water		5/2/00	Pergola & b Bucklew, Jamesburg	\$1,000	5/18/00	False Emergency Request
TS04121692K	OC#73-00	*Bell Atlantic		6/28/00	40 Byram Bay Rd. Hopatcong	\$10,000	8/29/00	No Mark
WS04121693K	OC#42-00	*United Water NJ		4/14/00	Inter. Hudson St. & County Pl. Hackensack	\$2,000	7/17/00	No Call
WS04121694K	OC#43-00	*United Water NJ		4/14/00	2 Franklin Pl. Rutherford	\$2,500	7/17/00	No Call

\*Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
ES04121695K	OC#74-00	*Jersey Central Power & Light		6/28/00	40 Byram Bay Rd. Hopatcong	\$10,000	8/24/00	No Mark
ES04121696K	OC#65-00	*Jersey Central Power & Light		6/17/00	57 Indian Spring Rd. Mt. Olive	\$1,000	9/8/00	No Mark
ES04121697K	OC#64-00	*Jersey Central Power & Light		6/27/00	42 Somerset Pl. Matawan	\$1,000	7/13/00	No Mark
ES04121698K	OC#48-00	*Jersey Central Power & Light		5/12/00	4 Crystal Ct. Middletown	\$1,000	6/21/00	No Mark
ES04121699K	OC#44-00	*Jersey Central Power & Light		5/3/00	16 Alden Rd. Denville	\$1,000	5/30/00	No Mark
ES04121700K	OC#33-00	*Jersey Central Power & Light		4/18- 22/00	35 Woodman Ln. Bernards	\$4,000	5/9/00	No Mark
ES04121701K	OC#27-00	*Jersey Central Power & Light		3/2/00	Nathan Blvd. Sayerville	\$1,000	5/9/00	No Mark
GS04121702K	OC#26-00	*New Jersey Natural Gas		3/16/00	137 East Central Ave. Wharton	\$1,000	5/2/00	No Call
TS04121703K	OC#15-00	*Bell Atlantic		1/14/00	179 US Hwy. 1 Woodbridge	\$1,000	3/31/00	No Mark
GS04121704K	OC#14-00	*South Jersey Gas		1/14/00	5914 River Rd. Atlantic City/Hamilton Twp.	\$2,000	4/10/00	No Mark
GS04121705K	OC#52-00	*South Jersey Gas		5/23/00	18 N. Tanglewood Dr. Gibbsboro	\$1,000	6/30/00	No Mark
GS04121706K	OC#58-00	*South Jersey Gas		6/6/00	1446-1470 S. Main Rd. Vineland	\$5,000	8/2/00	Did Not Properly Mark Out
GS04121707K	OC#69-00	*South Jersey Gas		6/27- 30/00	142 89 <sup>th</sup> St. Stone Harbor	\$1,000	7/6/00	No Mark
GS04121708K	OC#70-00	*South Jersey Gas		7/1/00	3 Roosevelt Blvd. Clayton	\$1,000	9/25/00	No Mark
GS04121709K	OC#71-00	*South Jersey Gas		7/7/00	5 Winding Way, Harrison	\$1,000	7/24/00	No Mark

\*Alleged Violator

One Call

BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
GS04121710K	OC#72-00	*South Jersey Gas		6/30/00	2 Hidden Dr. Gloucester Twp.	\$1,000	7/24/00	No Mark
ES04121711K	OC#76-00	*Jersey Central Power & Light		7/15/00	66 thru 77 Banyan Blvd. Holmdel	\$1,000	8/24/00	Failure to advise excavator no facilities @ site
GS04121712K	OC#77-00	*Port Authority NY/NJ		7/26/00	Brewster Rd. Hanger 55 Newark	\$10,000	8/28/00	Did not provide Markouts
GS04121713K	OC#79-00	*Public Service Electric & Gas		7/26/00	55 Brewster Rd. Newark	\$2,000	9/8/00	Mismark
TS04121714K	OC#80-00	*Verizon		7/11/00	Weymouth Rd. Hammononton	\$1,000	10/6/00	No Mark
GS04121715K	OC#81-00	*South Jersey Gas		7/11/00	Weymouth Rd. Hammononton	\$1,000	9/19/00	No Mark
AS04121716K	OC#82-00		*Kaye Well Drilling	8/3/00	Fkock Rd. Colts Neck	\$1,000	9/6/00	No Call
GS04121717K	OC#83-00	*South Jersey Gas		7/11-13/00	857 Egg Harbor Rd. Hammononton	\$3,000	9/19/00	No Mark
TS04121718K	OC#84-00	*Verizon		7/11-13/00	857 Egg Harbor Rd. Hammononton	\$3,000	10/6/00	No Mark
ES04131719K	OC#85-00	*Conectiv		8/8/00	53 Tower Ave. Egg Harbor Twp.	\$3,000	8/22/00	No Mark
ES04121720K	OC#86-00	*Conectiv		8/8/00	857 Egg Harbor Rd. Hammononton	\$1,000	8/22/00	No Mark
ES04121721K	OC#87-00	*Conectiv		8/8/00	Weymouth Rd. Hammononton	\$1,000	8/22/00	No Mark
GS04121722K	OC#88-00	*South Jersey Gas		8/8/00	53 Tower Ave. Egg Harbor Twp.	\$1,000	8/23/00	No Mark

\*Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
WS04121723K	OC#90-00	*Elizabethtown Water Co		8/25/00	520 Rt. 22 East Bridgewater	\$1,000	11/29/00	Not Marked Within code standards
AS04121724K	OC#92-00		*Precise Construction	8/7-28/00	59 Five Points Rd. Colts Neck	\$1,000	10/6/00	No Call
AS04121725K	OC#95-00		*J. Fletcher Creamer	9/27/00	Augusta St. Btw. N. Feltus & Main St. South Amboy	\$1,500	10/30/00	No Call
WS04121726K	OC#96-00	*Middlesex Water Co.		9/27/00	Augusta St, South Amboy	\$1,000	10/20/00	Did Not Properly Mark Out
GS04121728K	OC#99-00	*South Jersey Gas		10/11- 13/00	404-410 Breakers Dr. Galloway	\$3,000	11/14/00	No Mark
TS04121729K	OC#100-00	*Verizon		10/11- 13/00	404-410 Breakers Dr. Galloway	\$3,000	2/27/00	No Mark
ES04121730K	OC#101-00	*Conectiv		10/11- 13/00	404-410 Breakers Dr. Galloway	\$3,000	11/14/00	No Mark
TS04121731K	OC#102-00	*Verizon		10/12/00	61 Easton Dr. Gloucester Twp.	\$1,000	2/27/01	No Mark
ES04121732K	OC#103-00	*Conectiv		10/12/00	61 Easton Dr. Gloucester Twp.	\$1,000	11/14/00	No Mark
TS04121733K	OC#104-00	*Verizon		10/7/00	1165 Pinewald Ave. Stafford	\$1,000	2/27/01	No Mark
ES04121734K	OC#105-00	*Conectiv		10/7/00	1165 Pinewald Ave. Stafford	\$1,000	11/14/00	No Mark
TS04121735K	OC#106-00	*Verizon		10/7/00	109 Lee Dr. Stafford	\$1,000	2/27/01	No Mark
ES04121736K	OC#107-00	*Conectiv		10/7/00	109 Lee Dr. Stafford	\$1,000	11/14/00	No Mark
GS04121737K	OC#108-00	*South Jersey Gas		10/12/00	61 Easton Dr. Gloucester Twp.	\$1,000	11/14/00	No Mark

\*Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
TS04121738K	OC#109-00	*Verizon		10/5,6,10, 11/00	1436 Swan Harrison Gloucester County	\$4,000	2/27/01	Did Not Properly Mark Out
GS04121739K	OC#110-00	*South Jersey Gas		10/5,6,10, 11/00	1436 Swan Harrison Gloucester County	\$4,000	11/14/00	Did Not Properly Mark Out
ES04121740K	OC#111-00	*Conectiv		10/5,6,10, 11/00	1436 Swan Harrison Gloucester County	\$4,000	11/14/00	Did Not Properly Mark Out
GS04121741K	OC#112-00	*South Jersey Gas		10/12,13, 16/00	Brewster Rd. Vineland	\$3,000	11/14/00	Did Not Properly Mark Out
TS04121742K	OC#113-00	*Verizon		10/12,13, 16/00	Brewster Rd. Vineland	\$4,000	2/27/01	Did Not Properly Mark Out
GS04121743K	OC#114-00	*South Jersey Gas		10/11,12, 13,16/00	421 Green Tree Rd.	\$4,000	11/14/00	Did Not Properly Mark Out
TS04121744K	OC#115-00	*Verizon		10/11,12, 13,16/00	421 Green Tree Rd.	\$4,000	2/27/01	Did Not Properly Mark Out
TS04121745K	OC#116-00	*Sprint Network		10/11/00	680 Ridgewood Rd. Maplewood	\$2,000	4/20/01	Did Not Properly Mark Out
AS04121746K	OC#117-00		*Ceruzzi Property	10/16/00	Clark St. Hazlet	\$1,000	11/14/00	No Call
ES04121747K	OC#118-00	*Jersey Central Power & Light		10/12 & 10/16/00	26 Olson Dr. Warren	\$2,000	11/3/00	No Mark
GS04121748K	OC#119-00	*New Jersey Natural Gas		10/17/00	419 Styvesant St. Lacey	\$1,000	11/13/00	Did Not Properly Mark Out

\* Alleged Violator

One Call BPU Docket No.	Docket No.	Operator	Excavator	Date	Location	Penalty	Payment Received	Type of Violation
GS04121749K	OC#120-00	*Elizabethtown Gas		10/17/00	1959 Oak Tree Rd. Edison	\$1,000	11/21/00	Did Not Properly Mark Out
TS04121750K	OC#121-00	*Verizon		10/6,10,11 12/00	24 Maplewood Ct. West Deptford	\$3,000	2/27/00	Did Not Properly Mark Out
TS04121751K	OC#122-00	*Verizon		10/17/00	813 Canvasback Dr. Harrison, Gloucester	\$1,000	2/27/01	Did Not Properly Mark Out
GS04121752K	OC#123-00	*South Jersey Gas		10/17/00	813 Canvasback Dr. Harrison, Gloucester	\$1,000	11/14/00	Did Not Properly Mark Out

\*Alleged Violator

Antonio Spaliero  
TMJ Contractors  
301 Route 79  
Morganville, NJ 07751

South Jersey Gas Company  
Sam Pignatelli  
One South Jersey Plaza – Rt. 54  
Folsom, NJ 08037

Conectiv Power Delivery  
Paula James  
5100 Harding Highway  
Mays Landing, NJ 08330

Verizon  
Sam Caldwell  
540 Broad Street  
Newark, NJ 07102

A.G. Mazzocchi, Inc.  
PO Box 331  
East Hanover, NJ 07936

Public Service Electric & Gas Company  
Willard Carey  
80 Park Plaza Mail Code T14  
Newark, NJ 07102

Elizabethtown Gas Company  
Mary Patricia Keefe  
One Elizabethtown Plaza  
PO Box 3175  
Union, NJ 07083-1975

Bob Van Ingen  
United Water NJ  
60 De Voe Place  
Hackensack, NJ 07601

Robert Schaefer  
Elizabethtown Water  
341 North Avenue  
Plainfield, NJ 07062

Sprint-North Central  
Mr. Russel Gutshall, Staff Manager  
1201 Walnut Bottom Road  
PO Box 1201  
Carlisle, PA 17013-0905

Comcast Cable of Monmouth County  
Mr. Buck Dopp, Manager  
103 South Street  
Freehold, NJ 07724

Bell Atlantic - NJ  
Lorraine DeBlis, Manager  
540 Broad Street Room 300  
Newark, NJ 07101

Stanton Construction  
Mr. Bill Zernheli  
51 Clove Road  
Montague, NJ 07461

Atlantic Electric  
Ms. Paula James  
5100 Harding Highway  
Mays Landing, NJ 08330

Locke Pipeline  
Joseph Farrell, Mgr.  
550 Marshes Dock Road  
Freehold, NJ 07036

Rockland & Orange  
Richard Cunningham  
One Blue Hill Plaza  
Pearl River, New York 10965

DiClemente & A Construction  
Mr. Frank Pinho  
PO Box 28  
Freehold, NJ 07067

DiClemente, Inc.  
3100 Dell Avenue  
North Bergen, NJ 07047

DiClemente & R Construction Co.  
Mr. Russel Duryea, Jr. President  
105B Parker Road  
Freehold, NJ 07930

J. Fletcher Creamer & Son, Inc.  
101 East Broadway  
Hackensack, NJ 07601

Mr. Frank Polera  
65 Squankum-Yellow Brook Road  
Farmingdale, NJ 07727

Service Electric Cable TV of NJ  
320 Sparta Avenue  
PO BZox 853  
Sparta, NJ 07871

Safeway Construction Enterprises  
105 West Street  
Brooklyn, NY 11222

Kristi Izzo, Board Secretary  
James Giuliano, Director  
Douglas Ziemba, Chief  
Rachel Boyland, Legal Specialist  
Gateway Center  
Jewark, NJ 07102

Trevcon Construction Corp.  
Mr. Ron Trevcon  
10 Church Street  
Liberty Corner, NJ 07938

EK Communications  
Mr. Joe Briody  
52 Schofield Street  
City Island, NY 10464

Paranada Construction  
Manuel Soares, President  
17 Thomas Street  
Newark, NJ 07114

Avonia Contracting  
Mike Waters, VP  
PO Box 482  
Wood Bank, NJ 07701

Television of Raritan Valley  
Scott Thumann  
5 Centennial Avenue  
1-6805  
Cataway, NJ 08855

Eye Well Drilling  
Gary Poppe  
Leesville Road  
Jackson, NJ 08527

Frank Dagliere  
Television of Monmouth  
Box 58  
Monmouth, NJ 07710

Mr. Tom Wilson, Outside Plant  
75 Romeo Street  
Moonachie, NJ 07074

East Windsor Municipal Utilities Authority  
Mr. William Gilmore, Exec. Director  
7 Wiltshire Drive  
East Windsor, NJ 08520

Henkels & McCoy  
Kevin Wright  
PO Box 609  
Hainesport, NJ 08038

Department of Law & Public Safety, DOL  
Ken Sheehan, DAG  
24 Halsey Street, 5<sup>th</sup> Floor  
PO Box 45029  
Newark, NJ 07101

S & D Environmental Services  
Mr. Ed Twilley  
11 Elkins Road  
East Brunswick, NJ 08816

Linde Griffith  
Mr. John Shannon, VP  
152 Passaic Street  
Newark, NJ 07104

Yonkers Contracting  
Jay Hoogendoorn  
969 Midland Avenue  
Yonkers, NY 10704

Innovative Engineering  
Tony Semeraro  
1144 Hooper Avenue  
Toms River, NJ 08753

RCN of New Jersey  
Mr. Robert Wewens, Manager  
279 Amwell Road  
Somerville, NJ 08876

Precise Construction  
Mr. Tony Vlahos, Owner  
1014 Highway 33 - Suite 1  
Freehold, NJ 07728

New Jersey American Water Co.  
500 Grove Street  
Haddon Heights, NJ 08035

PO Box 1464  
Wall, NJ 07719

Mr. Jen Steiner  
54 Graylock Avenue  
Belleville, NJ 07109

Mr. Al Rizzo  
JSR Contracting Co.  
534 Cranbury Rd.  
East Brunswick, NJ 08816

Ceruzzi Property  
Ms. Mary Ryder  
1720 Post Road  
Fairfield, Conn. 06430

Service Electric Cable TV of NJ  
Robin Calarella, Assistant Mgr.  
320 Sparta Avenue  
Sparta, NJ 07871

AT&T  
Bill Fox  
17 Cable Drive  
Tuckerton, NJ 08087

Jersey Central Power & Light  
Sally Cheong  
300 Madison Avenue  
Morristown, NJ 07962

Osmose Inc.  
Mr. Toby Spelling  
22 Indian Lane  
Hackettstown, NJ 07840

Freehold Township Water Dept.  
Mr. Bob Koches, Assist. Superintendent  
1 Municipal Plaza  
Freehold Township, NJ 07728

Berto Construction  
Nela Da Silva  
625 Leesville Avenue  
Rahway, NJ 07065

MCI Communications  
Mr. Rob Gamlick  
1 Whitehall Street  
New York, NY 10004

Kiewit Construction  
Dick Akers  
330 Passaic Avenue  
Fairfield, NJ 07004

Sprint Network  
Mr. Bob Hannaway  
1101 Maple Avenue  
Pennsauken, NJ 08109

BAR SAN Construction  
Charles Fasciano  
555 Industrial Road  
Carlstadt, NJ 07072

Berto Construction  
Mr. Tony Berto  
525 Leesville Avenue  
Rahway, NJ 07065

Port Authority of NY/NJ  
Mr. James Kozo  
1 Path Plaza 3<sup>rd</sup> Floor  
Jersey City, NJ 07310

WorldCom Network Service  
Mr. Mike Sollazzo, Dir. Of Operations  
25 Kimberly Drive Suite D  
East Brunswick, NJ 08816

Middlesex Water Co.  
Bob Fullagar  
1500 Ronson Road  
Iselin, NJ 08830

P & E Media, Inc.  
Mr. Toms Parsons  
2104 Stanley Terrace

Dancaro Inc. Excavating  
25 Robertsville Road  
Marlboro, NJ 07746

New Jersey Natural Gas Co.  
Kathleen Ellis, Senior Vice Pres.  
Corporate Affairs  
464 Wyckoff Road  
Wall, NJ 07719